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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IN RE: BEXTRA AND CELEBREX
MARKETING SALES PRACTICES AND
PRODUCT LIABILITY LITIGATION

Osborne, et al. vs. Pfizer & Co. Inc.
Case No.: **3:06-CV-06777-CRB**

MDL NO. 1699

District Judge: Charles R. Breyer

Ed Childress

Plaintiff,

vs.


Pfizer, Inc., et al.

Defendants.

**STIPULATION AND ORDER OF
DISMISSAL WITH PREJUDICE**

Come now the Plaintiff, Ed Childress, and Defendants, by and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby stipulate to the dismissal of this action with prejudice with each side bearing its own attorneys' fees and costs.

1 DATED: January 2, 2009

2 By: 
3 Roger L. DeMik, Esq.
4 Attorneys for Plaintiff, Ed Childress

5 DATED: March 27, 2009 GORDON & REES

6 By: _____ /s/
7 Stuart M. Gordon
8 Attorneys for Defendants

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11 **PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION,
12 IT IS SO ORDERED.**

13 Dated: April 3, 2009

14 
15 Hon. Charles R. Breyer
16 United States District Court